



MINUTES

Of A

REGULAR COUNCIL MEETING

March 24, 2016

The City Council of the City of Longview, Texas, met in a Regular Session, March 24, 2016, at 5:30 P.M. in the Council Chambers of the Jo Ann Metcalf Municipal Building. Mayor Andy Mack presided.

Members present were:

Members absent were:

Andy Mack
Ed Moore
Nona Snoddy
Kasha Williams
Kristen Ishihara
David Wright
Sidney Allen

Staff members present were:

David Willard, City Manager
Keith Bonds, Assistant City Manager
Shawn Hara, Media and Tourism Manager
Shelly Ballenger, City Secretary
Jim Finley, City Attorney
Michael Shirley, Director of Development Services
Rolin McPhee, Director of Public Works
Laura Hill, Director of Community Services
Scott Caron, Director of Parks and Recreation
Curtis Shaw, Assistant Fire Chief
Carlos Samples, Assistant Police Chief

I. Call to Order – Mayor Andy Mack called the meeting to order.

II. Invocation – Pastor Marshall Coffee of Alpine Church of Christ gave the invocation.

III. Pledge of Allegiance – Pastor Marshall Coffee of Alpine Church of Christ led the pledge of allegiance.

IV. Employee Recognition

The Parks Operations and Maintenance Ballfield Crew are responsible for 48 game fields throughout Longview. They are responsible for overseeing, weeding, painting and chalking the fields. They put out the bases, pitching mounds, corner flags, goals and yard markers. They clean and maintain the bathrooms and pick up litter throughout each of the complexes. Their primary objective is to provide the highest quality facility in all of Texas while providing the best experience possible within Longview's vast park system.

Each week there are over 200 games played varying from softball, baseball, soccer, kickball and football. The leagues are sponsored by local organizations and the crews work does not end there.

For 2016, they have already worked 10 different events on weekends with 42 more scheduled through July. As an example of how much work and effort goes into each weekend, over March 19 and 20, there were 182 baseball games and 75 soccer games played. The days began at 6 a.m/ and didn't end until midnight. So, in addition to their normal 40 hour work week, an additional 282 hours were worked to welcome visitors.

The crews that make this happen are:

Ray Bostick
Mike Tomanio
Daniel Small
Ken Davis
Ricardo Andino
Michael Corrigan

Eduardo Gonzalez
Wilton Jones
Jason Jones
Larry Kirkland
Michael Lee
Jaylen Shans-Sheppard
Ryan Stephens

V. Citizen Comment

There were no Citizen Comments.

VI. Presentation Item

Presentation of a Proclamation commemorating Sexual Assault Awareness and Prevention –

Mayor Andy Mack presented Marla Lemana and Rosa Hopkins of the Women's Center of East Texas commemorating Sexual Assault Awareness and Prevention.

WHEREAS, the Women's Center of East Texas has requested that the Mayor, by proclamation, recognize April 1, 2016 as the Sexual Assault Awareness and Prevention Day in the City of Longview; and

WHEREAS, rape, sexual assault, and sexual harassment impacts our community and statistics indicate that one in five women and one in seventy one men will be sexually assaulted at some point in their life so we must work together to educate our community about sexual violence prevention; and

NOW, THEREFORE, I, Andy Mack, by the authority vested in me as Mayor of the City of Longview, Texas do hereby proclaim April 1, 2016 as the Sexual Assault Awareness and Prevention day in Longview.

VII. Public Safety Update

A. Police

Chief Bishop is out of town. There will not be a public safety update this week.

B. Fire

Chief Steelman is out of town. There will not be a public safety update this week.

VIII. Consent Agenda

Mayor Mack: Mentioned to Rolin McPhee we need to make every effort to solicit Longview vendors when possible.

Rolin McPhee, Public Works Director: Confirmed that they went through the mandatory bidding process and there weren't any local vendors available for this specific project and they have to go with the lowest bidder. See Consent Items B – D.

Jim Finley, City Attorney: Confirmed that the state mandates Public Works to hire the low bidder. He also stated that the one exception may be available if the projects are 1.5 million dollars or less through a competitive sealed process.

A. Consider a Resolution accepting the Methvin Street Improvements (Downtown) Project and authorizing final payment in the amount of \$144,207.68 to East Texas Bridge, Inc. of Longview, Texas –

Rolin McPhee, P.E., Director of Public Works: Consider a resolution accepting the Methvin Street Improvements Project (Downtown) and authorizing final payment in the amount of \$144,207.68 to East Texas Bridge, Inc. of Longview, Texas. Approval of the final payment will begin the contractor's one-year warranty period.

The City Council awarded a contract to East Texas Bridge, Inc. on June 12, 2014 in the amount of \$3,271,101.70. The final construction cost is \$2,884,153.57.

The scope of work included the reconstruction of three blocks of Methvin Street from Cotton Street to Whaley Street.

The project has been completed in accordance with the contract. The consultant, KSA Engineers recommends acceptance of the project and approval of the final payment. Staff concurs with the recommendation.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT KNOWN AS "METHVIN STREET IMPROVEMENTS"; AUTHORIZING AND APPROVING FINAL PAYMENT TO EAST TEXAS BRIDGE, INC. OF LONGVIEW, TEXAS, FOR CONSTRUCTION OF SAID PROJECT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5040 appears in the Resolution and Ordinance records of the City of Longview.

- B. Consider a Resolution awarding a contract to and authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents with Striping Technology, LLP of Tyler, Texas in the amount of \$216,585.36 for the Traffic Signal Improvements at US 259 and Fourth Street Project –**

Rolin McPhee, P.E., Director of Public Works: Consider a resolution awarding a contract in the amount of \$216,585.36 to Striping Technology, LLP, of Tyler, Texas, for the construction of the referenced project. The following bids were opened on March 9, 2016:

Bidder	Amount
Striping Technology, LLP Tyler, Texas	\$216,585.36

This project provides for the construction of traffic signal, pavement markings and signs at US 259 (Eastman Road) and Fourth Street Intersection. This project was approved in the 2016 CIP Resolution.

CW Engineering, LLC, the engineer, has examined the low bid and the qualifications of the bidder, and recommends award of the contract to Striping Technology, LLP. Staff concurs with their recommendation.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF STRIPING TECHNOLOGY, LLP, OF TYLER TEXAS, FOR CONSTRUCTION OF THE PROJECT ENTITLED "US 259 AND FOURTH STREET TRAFFIC SIGNAL IMPROVEMENTS"; AUTHORIZING AND DIRECTING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND STRIPING TECHNOLOGY, LLP, FOR THE ABOVE REFERENCED PROJECT; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE BIDDING REQUIREMENTS IN ACCEPTING SAID BID; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5041 appears in the Resolution and Ordinance records of the City of Longview.

- C. Consider a Resolution authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents for granting Gregg County permission to replace a storm sewer along Turk Street –**

Keith Bonds, P.E., Assistant City Manager: Gregg County has requested permission to replace a storm sewer along Turk Street. The storm sewer lies mainly on Gregg County

property north of the Youth Center. The 54" standard steel storm sewer was installed in 1985 and has deteriorated and is a state of failure. Precinct 1 Commissioner Ronnie McKinney will be responsible for the construction.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, GRANTING GREGG COUNTY PERMISSION TO WORK WITHIN THE TURK STREET RIGHT-OF-WAY IN ORDER TO REPLACE A COUNTY-OWNED STORM SEWER LOCATED ALONG AND PARTIALLY WITHIN SAID RIGHT-OF-WAY; AUTHORIZING THE NEGOTIATION, FINALIZATION, AND EXECUTION OF ANY AND ALL DOCUMENTS NECESSARY OR CONVENIENT FOR SAME; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5042 appears in the Resolution and Ordinance records of the City of Longview.

- D. Consider a Resolution awarding a contract to and authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents with Reynolds and Kay, LTD., of Tyler, Texas in the amount of \$198,828.00 for the "2016 Street Overlay" project contingent on certain funding from Gregg County –**

Rolin McPhee, P.E., Director of Public Works: Consider a resolution awarding a contract in the amount of \$198,828.00 to Reynolds and Kay, Ltd., of Tyler, TX for the construction of the referenced project. The following two bids were opened on March 14, 2016:

Bidder	Amount
Reynolds and Kay, Ltd. Tyler, TX	\$198,828.00
East Texas Bridge Longview, TX	\$215,518.75

This is a part of our annual maintenance that consists of the asphalt overlay of approximately 10,100 square yards of streets citywide. The streets were selected using the Pavement Management Program, which selects the streets needing annual maintenance based upon actual field investigation, testing data and according to the Pavement Management Policy as adopted by City Council.

This contract will be placed on the next Gregg County Court agenda for approval of the project for partial reimbursement by Gregg County. Gregg County has budgeted \$125,000 for the City of Longview's Pavement Maintenance Program.

Streets to be overlaid include Fourth Street from Marshall to Jefferson and Hawkins Parkway from Eastman to Fourth.

Public Works Engineering has examined the bids and the qualifications of the low bidder, and recommends award of the contract to Reynolds and Kay of Tyler, TX in the amount of \$198,828.00.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF REYNOLDS AND KAY, LTD., OF TYLER, TEXAS, FOR CONSTRUCTION OF THE PROJECT ENTITLED "2016 STREET OVERLAY"; AUTHORIZING AND DIRECTING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND REYNOLDS AND KAY, LTD. FOR THE ABOVE REFERENCED PROJECT; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE BIDDING REQUIREMENTS IN ACCEPTING SAID BID; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5043 appears in the Resolution and Ordinance records of the City of Longview.

E. Consider a Resolution imposing a fee for each application for a certificate of registration for a credit access business –

Michael Shirley, AICP, Director of Development Services: Consider a Resolution imposing a fee for each application for a certificate of registration for a credit access business to cover administrative cost and review.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, IMPOSING A FEE FOR EACH APPLICATION FOR A CERTIFICATE OF REGISTRATION FOR A CREDIT ACCESS BUSINESS; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5044 appears in the Resolution and Ordinance records of the City of Longview.

MOTION: Council Member Ishihara made a motion to approve the consent agenda.

SECOND: Council Member Williams seconded the motion.

VOTE: The motion carried unanimously (7, 0).

IX. Action Items

A. Consider a Resolution authorizing and approving the disbursement of \$10,000.00 in hotel occupancy tax monies for the Great Texas Balloon Race –

Scott Caron, Director of Parks and Recreation: The Parks and Recreation Department receives a portion of the Hotel Occupancy Tax for Sports Tourism initiatives. This funding is used to pay bid fees to bring various tournaments to Longview and promotional expenses.

In 2014-2015, the Great Texas Balloon Race requested and received a grant from the Sports Tourism allocation for races held in Longview. They have requested funds again for the 2016 event.

Staff is recommending \$10,000 for the Great Texas Balloon Race to support advertising and marketing for the weekend race.

MOTION: Council Member Moore made a motion the following Resolution be approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND APPROVING THE DISBURSEMENT OF \$10,000 IN HOTEL OCCUPANCY TAX MONIES FOR THE GREAT TEXAS BALLOON RACE FOR ADVERTISING AND MARKETING SUPPORT; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE A CONTRACT WITH THE RECIPIENT AND ANY OTHER DOCUMENTS INCIDENT TO SAID DISBURSEMENT OF FUNDS; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED COMPLIED WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

SECOND: Council Member Ishihara seconded the motion.

VOTE: The motion carried unanimously (7, 0).

Such Resolution No. 5045 and appears in the Resolution and Ordinance records of the City of Longview.

Dan Droege, Great Texas Balloon Race Director: Mentioned the race would take place this summer on July 22 – 24th, 2016.

B. Consider a Resolution amending the Council Rules and Procedures -

Mayor Andy Mack: Wanted to reassure citizens that this is not to keep them from speaking. It is limiting the time spent on repetitive subjects and allows more people to speak on a topic

MOTION: Council Member Ishihara made a motion the following Resolution be approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AMENDING THE RULES AND PROCEDURES FOR THE CITY COUNCIL; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

SECOND: Council Member Williams seconded the motion.

VOTE: The motion carried unanimously (7, 0).

Such Resolution No. 5046 and appears in the Resolution and Ordinance records of the City of Longview.

C. Consider an Ordinance adopting the 2012 International Property Maintenance Code (IPMC) –

Michael Shirley, AICP, Director of Development Services: During the comprehensive planning process, Longview citizens and stakeholders expressed a desire to adopt an ordinance dealing with the dilapidated and substandard structures throughout the City. This strategy was documented in the Comprehensive Plan under Chapter 8 “Neighborhood and Livability:” *“Provide and coordinate programs to prevent the deterioration of buildings, landscape, and parking areas.”* The City of Longview Development Services is requesting consideration of the 2012 International Property Maintenance Code (IPMC) as the method to address this community issue.

Presently, Chapter 19 of the City of Longview Code of Ordinances, “Buildings and Structures,” addresses sub-standard and dangerous buildings (Article III, 19-49), secured buildings (Article IV, 19-81) and multifamily housing (Article VI, 19-112). However the “prevention of deterioration,” or property maintenance, is only addressed

with multifamily complexes. Adoption of the IPMC would provide the City with the tools to prevent “demolition by neglect,” and would include single family, multi-family, commercial properties, equipment and land.

During the January presentation to the CAAB, board members asked what we could do with the IPMC that we could not already do with City Code. Also, it was asked if there was a benefit to adopting a model code rather than writing or modifying existing City Codes. As shown in the analysis provided by our Environmental Compliance Officer, using a model code would provide more clarity and consistency and would be better coordinated with other adopted ICC codes dealing with construction.

The Construction Advisory and Appeals Board and Staff recommend approval of the Ordinance.

MOTION: Council Member Williams made a motion the following Ordinance be approved:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ADOPTING THE 2012 INTERNATIONAL PROPERTY MAINTENANCE CODE; PROVIDING FOR PENALTIES OF UP TO \$2000.00 FOR VIOLATION HEREOF; FINDING THAT THE MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE SEVERABILITY OF THE PROVISIONS HEREOF; MAKING OTHER PROVISIONS WITH REGARD TO THE SUBJECT MATTER HEREOF; AND ESTABLISHING AN EFFECTIVE DATE.

SECOND: Council Member Ishihara seconded the motion.

VOTE: The motion carried unanimously (7, 0).

Such Ordinance No. 4045 and appears in the Resolution and Ordinance records of the City of Longview.

X. Items of Community Interest

Council Member Snoddy: Kudos to Joyce and LeAnn at the Boys and Girls Club for their 4th Teen Night event giving teens and opportunity to do something on Friday nights. The next one will be on April 8, 2016.

Tomorrow at noon there will be a Crosswalk to be symbolic of what Christ did.

Council Member Williams: Bring your tennis shoes and were going to divide in teams and walk in Districts 2 and 3 in prayer for the communities that have been most effected by crime.

Saturday, the Jesus Burger Shade Tree Ministry will meet 4:00 p.m. at South Ward Elementary School.

The Eastside Community Masquerade Gala Ball is tomorrow night, 7:00 p.m. at the East Texas Builder's Association. Two for \$50.00.

Our first official Food Truck Vendor in the City of Longview has purchased his permit; Mr. Hank Guchilar his truck is named "The Rolling Hunger".

Mayor Mack: City Offices will be closed Friday, March 25, 2016 in observance of the Good Friday Holiday. Longview Library will be closed Friday, March 25, 2016 through Sunday, March 27, 2016.

Downtown Live at 5, free events every Friday in April, Live Music from 5:00 p.m. to 7:30 p.m. at the corner of Green and Methvin Streets. April 1, 2016 will feature Jen and Rio.

Longview Green and Clean – Recycle Drop Off and Community Wide Clean Up is Saturday, April 9, 2016 from 8 a.m. until noon at Lear Park. For more information go to longviewtexas.gov/lgc.

High School Seniors – Mayor Mack's Scholarship applications are due next Friday, April 1, 2016.

XI. Mayor Mack's Book Club – The Energy Bus

Mayor Mack: Spoke of how he felt purpose is the ultimate fuel for our journey and we need to have the mindset of the janitor in the book. He worked for NASA but felt he put a man on the moon.

Council Member Moore: Mentioned that it was about positive energy and moving forward and team effort. Making time for your passenger or your team is what I got from the book. Listen, recognize and bring the best out of them.

Council Member Ishihara: Stated that if you feel that what you are doing every day is your passion and your purpose, you put all in. It doesn't have to be something big to be called to because we are doing it right now.

Mayor Mack: Also mentioned that we are always the driver of our own bus and if we do not like it we can always redirect to path we want. We should also stay away from negative energy that always pulls us down. Longview is going to be a positive community.

XII. Adjourn

The meeting was adjourned at 6:15 p.m.



Shelly Ballenger
City Secretary